



## REMARKS

APPLICATION NO. 10/601,894

ART UNIT 3632

EXAMINER: ANITA M. KING

CONFIRMATION NO. 7567

**In response to office action rejecting claims 1,2,4, and 5 as being anticipated by U S Patent 2,399,498 to Messick:**

**Claim #1:** Has horizontal (7) ring with multiple helicoil springs to engage baskets and are not directly attached to the primary material.

**Remark:** The device for application no. 10/601,894 has a continuous round steel radius/hook at the top that is formed with the primary material.

**Claim #2:** The device has a horizontal (7) ring at the top of the vertical (5) shaft that is formed by bending the primary material into a ring (7).

**Remark:** The device for application no. 10/601,894 has a vertical shaft that is bent from the primary material into a radius at the top not a ring.

**Claim #4:** This device has a pointed or tapered end (14) for insertion into the ground.

**Remark:** The device for application no. 10/601,894 does not have a tapered or pointed end but rather a flat end.

**Claim #5:** The container sits into or upon the horizontal (7) ring of this device.

**Remark:** The device for application no. 10/601,894 sits flat on the ground and the radius/hook at the top grasp the top edge of the container to secure it.

*Kathryn Hardner Zesk*

Annotated Sheet  
Showing Changes



TITLE  
Ground anchoring device  
for floral pots, baskets  
and containers.

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FIG. 2

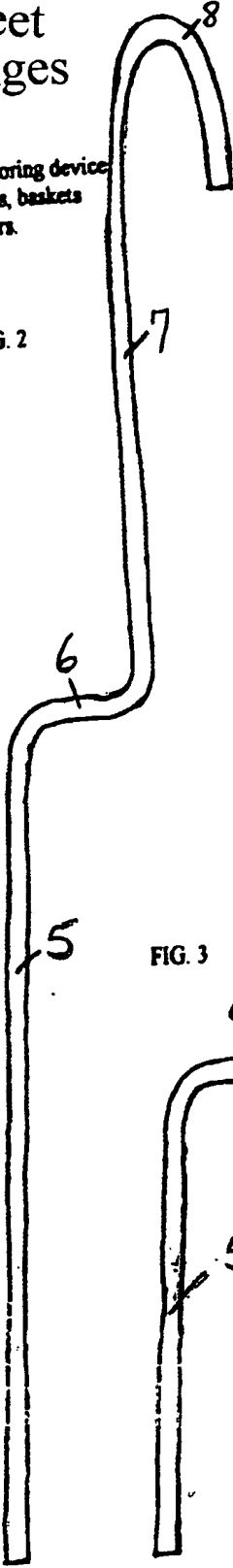


FIG. 1

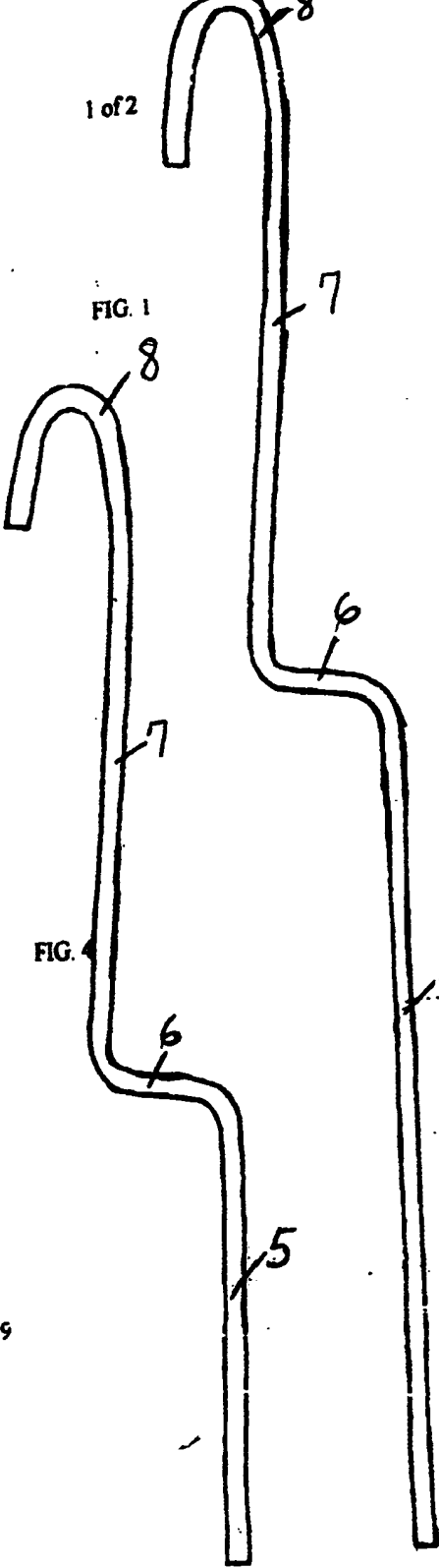


FIG. 3

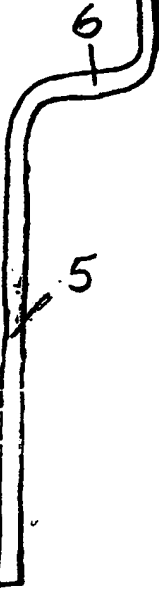


FIG. 4

